

ROC w/ Frank Faraia, NJDEP
on Lenox China

10/21/98

Frank asked me whether it is acceptable to require CEA monitoring under MOA, instead of NJPDES permit. I said that it is logical to include the CEA monitoring in NJPDES permit because CEA is part of the post-closure permit for Glaze and Slip Basins. He said that he will speak with Daryl Clark about it.

He also asked me whether we will modify our HSWA permit jointly with their NJPDES permit modification. I called him back and left a message on his machine: I said that I have not prepared the draft HSWA permit modification. Once prepared, ORC needs to review and concur on it. So our timetable ~~will~~ will not accommodate NJDEP schedule unless NJDEP wants to wait until our permit is ready.

Andy Park



From: ANDY PARK
To: btornick
Date: 10/6/98 10:56am
Subject: Lenox

In my 9/16/98 memo to you, I pointed out two options that may be available to us, concerning the issuance of a HSWA permit modification. Frank Faranca, NJDEP, asked me about our position. Please let me know of the status or our position on this. Thanks.

10/6/98

ROC w/ Frank Favanna
NJDEP on Leroux

- I am still waiting for their (management) response on this.
- I pointed out that, even if we decide to issue a permit, we may not be ~~able~~ able to go along with the timetable Frank indicated.

Andy Park

9/16/98

To: Barry Tornick, Chief
RPB-NJS

From: Andy Park
RPB-NJS

Attached is a copy of the fax that I have received today from Frank Faranca of NJDEP, concerning Lenox China and a modification of the NJPDES permit. He asks us whether the HSWA permit for the site will be revised at the same time as the NJPDES modification.

Lead and zinc have been detected at the upgradient of the site and the three-year groundwater investigation has resulted in the statistical evaluation of the background levels. Lenox has proposed the background levels as action levels for the site. A CEA has been delineated for groundwater contaminated higher than the background levels and groundwater will continue to be monitored to ensure that groundwater contaminated higher than the background levels are contained within the CEA. NJDEP has tentatively agreed to the background level numbers and the CEA, and is in process of adopting them through a modification of the current NJPDES permit.

The RCRA-regulated surface impoundments, the Slip Basin and Glaze Basin, are main contributors for lead and zinc detected in groundwater, but SWMUs/AOCs, particularly SWMU 2 and AOC 13, are also contributing those constituents in groundwater. Therefore, I agree with Frank that the current HSWA permit, that addresses the TCE contamination in groundwater and lead and zinc in soil, needs to be revised to address the lead and zinc contamination in groundwater.

A revised HSWA permit needs to say that a remedy for the lead and zinc contamination in groundwater is monitored natural attenuation but it does not need to adopt the CEA. NJDEP's schedule - the effective date of January 1, 1999 - seems unrealistic for us to do jointly. At least two options are available to us: having them revise their schedule so that it is more realistic with our timetable; or having them revise the NJPDES permit alone and we will revise ours later. Please advise me so that I can get back to Frank.

If you have any questions or require more information, please let me know.

New Jersey**Department of Environmental Protection**

Division of Responsible Party Site Remediation

Bureau of Federal Case Management

TO: Andy Park, Environmental Engineer
USEPA - Region II

FAX#: (212) 637-4437

FROM: Frank Ferrara, Project Manager

OFFICE: Bureau of Federal Case Management

PHONE #: (609) 984-4071

FAX #: (609) 633-1454

Andy,

Attached please find the E-mail that we discussed earlier today.

If you have any questions regarding the enclosed, please contact me at the above telephone number

Frank

From: Frank Faranca
To: Andy Park
Date: 9/16/98 8:17am
Subject: Lenox China NJPDES DGW Permit Renewal

Andy,
The state is currently revising the above permit to include the CEA and the site specific lead & zinc ground water numbers. We anticipate an effective date of January 1, 1999. Would you want to coordinate the revisions to the HSWA permit at the same time? Please let me know what you would like to do.
thanks
Frank

CC: DCLARK

New Jersey**Department of Environmental Protection**

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CC: DCLARK

9/16/98

10:15 am

Call Frank Faranca and
left a message on his voice-mail.

As per his request, I informed him
that, as of 10:15 am this morning, I
have not received his e-mail.

Andy Park

9/16/98

ROC w/ Frank Faranca
on Leroux China

He said he had sent an e-mail to me, saying that they are modifying the NJPDES permit to get the action levels for lead and zinc.

They have a schedule to issue a final ~~by 1/1/99~~ with an effective date of 1/1/99. He is asking us whether we will modify our HSWA permit. I have not received his e-mail as of this morning. He will send it again.

Andy Park

8/14/98

Barry,

Attached is a copy of the letter from NJDEP to Lenox China concerning the statistical monitoring program and classification exception area (CEA). Lenox completed the 3-year groundwater monitoring and proposed the site specific groundwater protection standards for lead and zinc. NJDEP has begun the process to modify their NJPDES permit to formally adopt the the proposed standards.

Lenox has also proposed CEAs. NJDEP will include the CEAs in the Fact Sheet and Public Notice and, in addition, it will be effective for five years which is same as the NJPDES permit duration and, if needed, will be renewed every five years thereafter. However, the monitoring of the CEAs will not be part of the NJPDES permit but instead will be subject to the MOA. It would have been perfect if the CEA monitoring is also part of the NJPDES permit requirements. However, because this NJDEP's approach will somewhat incorporate the CEAs in the NJPDES permit, I recommend that it be acceptable.

Andy Park

8/5/98

Record of Conversation with Frank Faranca, NJDEP

He called and said:

- NJDEP will issue a modification of the NJPDES permit for Lenox China.
- The modification will set the levels for lead and zinc which Lenox has to comply with.
- The fact sheet will mention about the CEAs for lead, zinc, and TCE, but the NJPDES modification will set no conditions for the CEAs.
- It will include a CEA map.
- A public notice is expected in October 98 followed by a 30-day comment period.

Andy P.